

TAFT OPPOSES COURT PATRONAGE

Tells House Committee That Judges Should Not Have Appointive Power.

REMOVAL OF ALL TEMPTATION URGED

Senator Root Says New York State Is Greatest Sinner in Legal Delays.

[From The Tribune Bureau.]
Washington, Feb. 27.—Advocating the Clayton bill for the simplification of common law practices in federal courts and vigorously asserting his opposition to such doctrines as the recall of judges and judicial decisions, ex-President William H. Taft was a witness before the House Judiciary Committee today. The ex-President, who was in excellent physical trim, cracked a joke at his own expense in opening his argument, and then proceeded seriously to outline reforms which will minimize criticism of the judiciary.

"This bill will enable the Supreme Court to establish new rules for common law practices in the federal courts, and we need them," he said. After a technical exposition of court practices he continued:

"There is no country which has made such advance in judicial procedure as England. There they are able to conclude a murder trial in three or four days, and the same trial would take three or four weeks, perhaps, under our method of procedure.

Against Judiciary Recall.

"I do not think it is necessary for me to say that I am opposed to the recall of judges and of judicial decisions. I think this would tend to break down the judicial system. You can add the courts, however, by removing certain objections to their administration of justice.

"Judges are human. They need to have taken away, so far as you can take them away, the pitfalls and temptations. I believe that the exercise of patronage is one of these temptations which may be removed. Whatever you may say about patronage, it is a thing we like to have at times. Of course, I am speaking now to the Republican members of the committee; my Democratic friends are not interested." Again there was a laugh and Mr. Taft continued:

"I would remove from judges, as far as possible, the power of patronage. I would not care if you went so far as to prevent judges from appointing the clerks of the courts. They should be named by the executive, under civil service rules, giving the judge the right of removal in the event of unsatisfactory service.

Court Patronage Assailed.

"Take away from the courts the power of patronage and you will find it will help justice. Name a lifetime judge and a lifetime clerk and they become members of the same family. Lawyer members of this committee may know that it is dangerous sometimes to complain to the court about the clerk.

"I am not criticizing the judiciary. I appointed about 20 per cent of them, and on the whole they are able men. But they are men, just human, and I think we should remove the temptation which may come to them as men. This, of course, is outside the pending bill, but this bill is only the start of judicial reforms, and our association will be before you from time to time asking for other reforms."

Senator Root declared that legislatures had built up, under the pressure of individual interests, codes of procedure which prevented the courts from administering justice. His own state, he said, was the worst sinner in that respect, and that there a man might be compelled to try twenty suits to reach a decision on a simple claim.

WOULD REGULATE COTTON "FUTURES"

Senate Committee Reports Bill to Specify Grades in All Contracts.

Washington, Feb. 27.—The Senate Committee on Agriculture and Forestry submitted a favorable report today on the bill introduced by Senator Smith, of South Carolina, to regulate the selling of cotton. The measure, designed to reform the rules and regulations of the New York and New Orleans cotton exchanges, would require any person or corporation in making an offer for future delivery of cotton to specify the grade or grades contracted for in each contract, such grades to be in accordance with United States government standardization.

The Secretary of Agriculture would be required to standardize the grades of "upland" and "Gulf" cotton separately. "Gulf" cotton not to include anything below the grade of "good ordinary" or above "middling fair."

In dealing with long staple cotton, the length of the staple must be designated in all contracts, and deliveries must be made according to contract.

Any dealings in violation of this system would be punishable by a fine not to exceed \$5,000 or imprisonment for not more than one year, or both.

The bill would deny the use of the mails, telegraph, telephone, express or other methods of interstate communication for transmission of information regarding any cotton future sale not in accordance with the proposed regulations. Violations of this provision would be punishable by a fine of from \$500 to \$1,000 for each offense.

FOLK ACCEPTS \$10,000 JOB

To Be Counsel of Commerce Commission—Needham His Aid

Washington, Feb. 27.—Joseph W. Folk, Solicitor of the State Department, today decided to accept the new post of chief counsel for the Interstate Commerce Commission. The salary is \$10,000. His salary as Solicitor is \$5,000.

The commission announced today that Dr. Charles W. Needham, former president of George Washington University, had been appointed assistant counsel. Mr. Folk and Dr. Needham's appointments will be effective March 1.

INDORSE POLICE BILLS

Young Republicans Hear Wilson Is Foe to Service Reform.

The New York Young Republican Club, at a meeting in the Prince George Hotel last evening, discussed Mayor Mitchell's police bills and endorsed them. Previous to the discussion, Representative Frederick H. Gillett, of the 2d Massachusetts District, talked of the setback the cause of civil service reform had suffered under the administration of President Wilson. To provide places for the hungry Democrats, he said, "there have been more successful raids upon the merit system with his acquiescence and approval and more serious injury has been inflicted upon it than during any similar period since it was first established, in 1883."

As examples, Mr. Gillett cited the cases of fourth class postmasters, changes in the civil service law, the "joker" in the income tax law that exempted all positions under it from civil service, the withdrawal of deputy marshals and deputy collectors of internal revenue from the merit system with its suspension as to far as it relates to consuls so as to provide a place for a sixty-nine-year-old resident of New Jersey in Jerusalem. The President, he said, had given his word that merit would rule in the filling of places thus exempt. How well this worked was shown, Mr. Gillett said, by the experience of the Collector of Internal Revenue for Massachusetts. There were nine deputies to be selected, he said, and the eight Democratic Congressmen allowed to name one each. There was a row as to who should name the ninth that was settled in some way. Then the collector had to appeal to Washington for aid in getting rid of some of the men forced upon him in order that the work of his office might be properly conducted.

SURGEON GENERALS NAMED

President Appoints Gorgas of Army and Braisted of Navy.

Washington, Feb. 27.—President Wilson, on the recommendation of Secretary Lane, today appointed Brigadier General William C. Gorgas, Surgeon General of the army; Rear Admiral William O. Braisted, Surgeon General of the navy; and Lewis E. Snoot, Mrs. Archibald Hopkins and Mrs. Kate Morgan Sharpe as visitors to the Government Hospital for the Insane here.

The board now is composed of new members, except Mrs. Sharpe, who has served since 1906.

HOT DEBATE OVER DISPENSARY FEES

Physicians Argue Bill That Will Abolish the Ten-Cent Charge.

The question of abolishing the fee of ten cents almost universally charged by the public dispensaries in this city, caused a lively discussion at the Academy of Medicine, No. 17 West 42d street, last night. A bill is pending at Albany designed to bring about that change, and a conference was called by a committee of the State Board of Charities to debate the subject. A large number of prominent physicians, and the representatives of many of the large hospitals responded. The hospitals all oppose the passage of the bill on various grounds. Some of the doctors, not connected with hospitals or dispensaries, urged the change.

Dr. Cope land, head of Flower Hospital, said that if the 10-cent fee were abolished that the dispensary of Flower Hospital would in all probability have to be abolished.

Several of the physicians caused a stir in the meeting by their criticism of public dispensaries generally. Dr. W. S. Gottlieb, who is noted for his insolvency, said that in his opinion the public dispensaries masqueraded as philanthropic institutions, but were really commercial undertakings. He said the aggregate of 10-cent fees resulted in a considerable profit.

It was Dr. Gottlieb, who in the same room at a meeting of the County Medical Society, accused Dr. John A. Wyeth of violating a rule of medical ethics by inviting a newspaper reporter to a clinic of the Poly-clinic Hospital.

Dr. Bernard Gordon, of the People's Hospital, found his audience out of sympathy with an attack on Mount Sinai Hospital's dispensary methods.

There was some serious criticism of the existing dispensary system by Dr. S. S. Goldwater, Health Commissioner, and Dr. James Alexander Miller, who has charge of a tuberculosis clinic at Bellevue. Dr. Goldwater said that many of the smaller dispensaries were not conducted by the best grade of physicians. Dr. Miller asked for an improvement of conditions so "that patients might receive more time and attention than they do at present."

The 10-cent fee was defended by all of the speakers representing the hospitals, except a woman director of the Northwestern Dispensary, who said that the services there were absolutely without charge.

The general argument in favor of continuing the policy of charging patients a fee of 10 cents and 10 cents for the drugs dispensed was that the patient was given a feeling of self-respect that would not follow absolutely free treatment.

Dr. Lee, of New York Hospital, made a particular plea for what he designated the large class of people of moderate means who could not afford the relatively high fees of the private practitioner, but who would not want to be considered paupers, and were glad to pay the 10 or 20 cents required by the out-patient department of New York Hospital.

All the hospital representatives cited figures in disproof of the contention that the 10-cent fee netted a profit, although they all admitted the item a considerable one in the matter of income to their institutions.

Those who are in favor of abolishing the 10-cent fee contend that the city or state should maintain the free dispensary, and only the absolutely poor be treated.

LEGACY TO YALE UPHELD

Court Sustains Mrs. Hotchkiss's Will in Granddaughter's Suit.

New Haven, Feb. 27.—By the decision of a Superior Court jury today in sustaining the will of Mrs. Mary A. F. Hotchkiss, Yale University will ultimately become the chief beneficiary of the estate, which is valued at \$750,000.

Mrs. Louise Thorndyke Goodno, a granddaughter, who was not mentioned in the will, brought action to break the instrument, and the trial lasted two weeks. The case came on the action of the Probate Court at Madison.

Under the terms of the will the greater part of the property will go to Yale on the death of Marie Oakes Hotchkiss, a daughter, and executrix of her mother's estate.

DAY MORE TO FILE INCOME RETURNS

Twenty-four Hours of Grace Allowed to Tardy Taxpayers.

OFFICE HERE OPEN TILL 6 P. M. MONDAY

Collector Anderson Throws Some Light on Exemptions Permitted by Law.

Through a dispensation of W. H. Osborn, Commissioner of Internal Revenue at Washington, the time for filing income tax returns has been extended to Monday. Any man or woman who does not file a return by that time had better watch out, for the Secret Service men will then get busy. Not only will they look for persons who have not filed returns, but they will pry into the returns that have been filed, to see if the makers have made truthful statements of their taxable income.

Charles W. Anderson, collector for the district, will keep his office in the Custom House open until 6 o'clock to-night and Monday, that those persons who have put off their filing until the last minute may get in.

Mr. Anderson was the busiest man in New York yesterday, but he managed to spare a few moments from his desk to hand out a few nuggets of advice to those in doubt as to what the income tax means.

In the first place, Mr. Anderson said, the only persons who do not have to file returns on Monday are married men whose gross income for the ten months from March 1 to December 31 last year did not exceed \$2,333, and single men whose income for a like period did not exceed \$2,500. The reason the income is not taken further back than March 1 is because the law so provides, but a year from now, of course, the entire year's income will be taken.

Every one else whose gross income for the ten months exceeds the above figures will have to file a return, even if they have other exemptions, which they believe will let them out of the tax. When the returns are all filed Mr. Anderson will send them to Washington, when Commissioner Osborn will fix the amount of tax to be collected. He will notify Mr. Anderson, who in turn will notify the taxpayer. The latter will then have until June 29 to pay the tax. Nothing but certified checks will be received by Mr. Anderson. The taxpayer should understand, however, that his check must not accompany the return.

Married men must be careful in filing their returns, as their income is figured jointly with the wife's. For instance, if a married man had an income of \$2,333 for the ten months from March 1 to December 31 he would have no tax to pay unless his wife should have an income also. If her income was, say, \$2,000, it has got to be added to that of the husband and a tax paid on all that is not exempted. Furthermore, a married man who does not live with his wife or contribute to her support is classed as a single man for income tax purposes.

In addition to the exemption of \$3,000 and \$4,000 a year for single and married men, respectively, there are other exemptions which the business man may justly claim when he files his return. For instance, he can deduct the taxes on his real estate and the interest paid on a mortgage. He may also deduct any bad debts which must be uncollectible—that he may have accumulated in the ten months referred to. He may also deduct all losses by fire and flood not covered by insurance and a reasonable amount of depreciation for wear and tear on his business property. In addition he may charge off all repairs made to his property that are not additions and betterments.

All taxes for the ten months referred to will have to be paid by the individual, the only exception being those whose income for November and December exceeded the exemptions allowed by the government. In these cases the tax for those two months will have to be paid at the source. Next year all the tax will be deducted at the source when possible.

Collector Anderson refused yesterday to estimate the number of persons who will pay the tax in this city, declaring it would be only guesswork. He said a large number of blanks claiming exemptions had been sent to him unsigned.

PERKINS REPLIES TO SENATOR BORAH

Neither He Nor Progressives Would Regulate Monopoly, He Says.

George W. Perkins, chairman of the executive committee of the National Progressive party, has written to Senator Borah emphatically denying the statement that the latter is reported to have made in Columbus on Thursday to the effect that the Progressive party and Mr. Perkins personally were in favor of regulating monopoly.

"Either you do not know what you are talking about," says Mr. Perkins, "or else you made the statement with deliberate intention of misleading and deceiving the voters of this country. The platform of the Progressive party does not stand for regulating monopoly, and so far as I know not a single member of the party now advocates or has ever advocated any such policy. What is your authority for making the charge? If you have no authority you owe it to the voters of the country to retract your statement."

"I am not in favor of monopoly, and therefore am not in favor of the regulation of monopoly."

Mr. Perkins challenged the Senator to bring forth any proof to the contrary.

Mr. Perkins goes at the Senator hammer and tongs for saying that the Harvester Trust is a monopoly, and that Mr. Perkins is in favor of such practices in business. He defends the Harvester Trust at great length. He said the Progressive party believed in large business units, but not in monopoly. "The Progressive party does not condemn size, but it condemns crime," he said.

Attacking Senator Borah for remaining with the Republican party, although at first he had been in favor of the nomination of Colonel Roosevelt in 1912, Mr. Perkins says:

"You achieved your personal desire, viz., your re-election as Senator, but up to date you have not made as brilliant a success of reforming the Republican party from within."

WON'T LIMIT PARCEL POST

Senate Refuses to Restrict Weight to Fifty Pounds.

[From The Tribune Bureau.]
Washington, Feb. 27.—Efforts of both Democratic and Republican members of the Postoffice Committee to safeguard the postal service from the demoralization which is said to threaten it as a result of the increase of the weight limit of parcel post packages were defeated by the Senate today.

The committee amendment limiting the weight of packages which may be carried by parcel post to fifty pounds was rejected by a vote of 23 to 24. A similar amendment providing that no part of the funds appropriated should be used for carrying packages above fifty pounds in weight, which was designed to escape the parliamentary pitfall of a point of order, was rejected by a vote of 28 to 27. The fight then narrowed down to an amendment to limit the weight of packages that may be carried on star or rural delivery routes to fifty pounds, but this failed by a vote of 18 to 21.

This ended the struggle, and it is expected that the bill will be passed by the Senate to-morrow, leaving the Postmaster General with practically unrestricted authority to increase the limit of parcel post packages to 100 pounds and to modify the rates and abolish the zone system.

BILL GIVES POWER TO LIMIT BUILDINGS

Assembly Act Would Permit Board of Estimate to Control Size of Structures.

[By Telegraph to The Tribune.]

Albany, Feb. 27.—Power to limit the height and bulk of buildings will be placed in the hands of the New York City Board of Estimate and Apportionment if a bill introduced today by Assemblyman Conkling becomes law. It would also empower this board to determine the area of yards, courts and other open places. The board may divide the city into districts, with different regulations for each district. A commission is to be appointed by the board to recommend the boundaries of the districts and appropriate regulations. The commission is required to hold meetings and to make a final report before any of its regulations are to be put into effect.

Another bill by Mr. Conkling would abolish the medical board of Bellevue and Allied Hospitals and place their powers in the hands of the board of trustees of the hospitals.

A bill introduced by Assemblyman Knight, of Wyoming County, would create the position of supervisor of personal loans for the regulation of personal loan companies and brokers. The supervisor is to be a fourth deputy under the Superintendent of Banks, at a salary of \$5,000. It is provided that other persons may incorporate a loan company, which must receive a certificate of authority from the supervisor. Small loans may be made on mortgages, personal property, without actual delivery of such property; notes indorsed by another person and an assignment of wages. Small loan companies or brokers may also act as pawnbrokers without an additional license or bond.

A loan cannot exceed \$200, and the rate of interest for pawnbroker loans is not to exceed 3 per cent a month and on other loans 2 per cent a month. On loans by pawnbrokers no charge other than the interest may be made, but on other loans there may be a charge of \$2 for any investigation of the property or surety of the applicant.

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REA ASKS JUSTICE FOR THE RAILROADS

In 1913 Penn. Report He Says Policy of Regulation Needs Remedying.

GROSS EARNINGS AT RECORD FIGURE

But Increased Cost of Operation Makes Gain in Net Small—8.5 Per Cent for Stock.

"It is difficult to escape the conclusion," says Samuel Rea, president of the Pennsylvania Railroad, in the company's report for the year 1913, "that some way must be found whereby the serious but divided responsibility of government regulation of rates, wages and other railway matters shall either be concentrated under one administrative branch of the government, or the results of legislative acts, orders of commissions and awards of arbitration boards shall be recognized by rate regulatory commissions, so that regulation of wages, rates and other matters may continue without working a manifest injustice to the railroads and those who have invested in their securities."

Total operating revenues of the Pennsylvania system last year were \$185,000,000, an increase of \$10,700,000 over 1912, and the largest in the company's history. Owing to an advance of \$11,349,456 in operating expenses, however, the net revenue from rail operations was reduced to \$147,413,424, a gain of only \$36,229. The bulk of the increased operating costs was for maintenance and transportation.

President Rea attributes this unfavorable showing to the extra crew laws, and the wage increases granted under the Erdman act.

"The extra crew laws alone," he says, "involved an expenditure by the Pennsylvania Railroad system east of Pittsburgh and Erie of \$50,000, and this will convey some conception of the extent of the needless expenditures that have been placed upon all the railroads in this territory."

As a result of the wage increase granted the Eastern railroads last year the expenses of the Pennsylvania Railroad will be increased approximately \$750,000, Mr. Rea says. He continues:

"It is evident, therefore, that the ability to regulate wages and working conditions and other heavy operating expenses has as the result of federal and state legislation largely passed from the control of your management, as has also the power of your company and other railroads to charge reasonable rates for the public transportation service rendered."

The Pennsylvania's operating income for 1913 totaled \$55,183,483; other income brought a gain to a gross income of \$57,712,595, a gain to \$1,257,510. This increase was due largely to the item "dividend income," which last year amounted to \$1,615,965. The increase, says the report, was due principally to the exchange during the year of the company's Baltimore & Ohio holdings for the Union Pacific's Southern Pacific stock, which the latter had to dispose of under the Harman merger dissolution plan.

An increase of \$1,054,378 in the company's fixed charges left a surplus applicable to dividends equal to \$11,920,832, which, not including an appropriation of \$1,882,775 for sinking and other reserve funds, is equal to approximately 8.5 per cent on the \$142,883,200 capital stock outstanding, compared with 8.3 per cent earned in 1912 and 8.8 per cent in 1911. Last year the Pennsylvania transferred to profit and loss account \$540,505, against \$1,691,104 the previous year.

The report refers to the increase in freight rates requested by the railroads in official classification territory, which is now before the Interstate Commerce Commission. Concerning the commission's order that the carriers furnish complete information relating to various features of operation and traffic and the relation of the roads and their employees and officials with respect to contracts for purchase of material, etc., this is said:

"While there is no objection to furnishing the additional information desired, beyond the great delay and expense involved, the serious aspect of the situation at the present time is that no immediate decision may be expected if all the features involved in the commission's inquiries are to be considered and determined before action is taken upon the important question at issue; and meanwhile railroad revenues are rapidly declining."

"If, however, these inquiries and the information furnished in response thereto can be made a matter of subsequent investigation, an earlier determination of the entire question is possible; in fact, as the commission, through the uniform accounting system in effect since 1907, supplemented by special investigations and the work of its own examiners, has full information as to the inadequate return earned by the railroads on the capital invested in railway lines and equipment, there would seem to be no substantial barrier against immediately granting the very small measure of relief sought in the application and so urgently needed."

GIRL DANCES DOWN STEPS OF CAPITOL

Senators and Representatives in Rush to See Soubrette in Gauzy Garb.

[From The Tribune Bureau.]
Washington, Feb. 27.—A soubrette in abbreviated and diaphanous costume tripped down the flight of steps on the east front of the Capitol this noon, pinpointed on each landing, occasionally pointed an agile toe at the Goddess of Liberty on the dome, whirled at the bottom until her single garment resembled the fringe on a macramé, and then darted into a taxicab and sped away; but not until she had received the assurance of the moving picture man that he "got her."

Grave and reverend Senators and less dignified Representatives fell over each other in their efforts to gain points of vantage, and Capitol police rushed to the scene of demerolism, but were too late.

The dancer was Miss Minnie Burke, of a burlesque company playing in this city. According to her story, it was to win a bet when she saw the grand staircase dance at the Winter Garden, when a friend made a wager that she could not, or dare not, do a similar dance down the Capitol steps.

GLYNN HERE TO-DAY; TO CONFER WITH LEADERS

Will Sift Plans for Changes in State Committee—Osborn Assailed.

Governor Glynn will arrive in the city this afternoon to attend the dinner of the "Amen Corner" to-night. Before he returns to Albany he intends to confer with some of the local political leaders in regard to the reorganization of the Democratic State Committee, which is to elect William Church Osborn chairman in place of George M. Palmer on Monday. The principal conferences will probably be held to-morrow, as it is said to be the Governor's intention to return to Albany before the committee meets on Monday.

John A. Connolly has written a letter to each member of the state committee protesting against the election of Mr. Osborn on the ground that he has not always supported the organization's candidates. According to Mr. Connolly, Mr. Osborn supported Seth Low, the Republican candidate for Mayor in 1897; probably voted for Roosevelt for Governor in 1898 and supported Charles E. Hughes for Governor in 1906.

"You should not reward or uplift William Church Osborn for being a deserter and for the rankstreaked treachery to the Democratic party," writes Mr. Connolly. "If the Progressive, Republican and Socialist parties should draft for their tickets in our state this fall Theodore Roosevelt, Charles E. Hughes and Seth Low, respectively, Mr. Osborn might resign. He certainly would embarrass the Democratic party and its candidates in such an event."

Collector Dudley Field Malone, who returned from Washington yesterday, where he had been talking to the President on political conditions in this state, will take no part in the reorganization of the state committee. He is not at all in sympathy with the idea of permitting Charles F. Murphy to remain undisputed leader of the organization in this county. For some time various leaders